

Arbitrators exceeding or imperfectly exercising powers.

(d) Where the arbitrators exceeded their powers, or so imperfectly executed them that a mutual, final, and definite award upon the subject matter submitted was not made.

Rehearing.

Where an award is vacated and the time, within which the agreement required the award to be made, has not expired, the court may, in its discretion, direct a rehearing by the arbitrators.

Order modifying or correcting award.

SEC. 17. That in any of the following cases the court shall, after notice and hearing make an order modifying or correcting the award, upon the application of any party to the arbitration:

Miscalculation of figures or mistake in description.

(a) Where there was an evident miscalculation of figures, or an evident mistake in the description of any person, thing or property, referred to in the award.

Award on matters not submitted.

(b) Where the arbitrators have awarded upon a matter not submitted to them.

Imperfect in form.

(c) Where the award is imperfect in a matter of form, not affecting the merits of the controversy.

Order modifying or correcting award.

The order must modify and correct the award, so as to effect the intent thereof.

Notice of motion to vacate, modify or correct award within three months.

SEC. 18. That notice of a motion to vacate, modify or correct an award shall be served upon the adverse party, or his attorney, within three months after an award is filed or delivered, as prescribed by law for service of notice of a motion in an action. For the purposes of the motion any judge who might make an order to stay the proceedings, in an action brought in the same court, may make an order to be served with the notice of motion, staying the proceedings of the adverse party to enforce the award.

Order to stay proceedings.

Judgment or decree entered.

SEC. 19. That upon the granting of an order, confirming, modifying, correcting or vacating an award, judgment or decree shall be entered in conformity therewith.

Papers to be filed on motion relating to award.

SEC. 20. That the party moving for an order confirming, modifying, correcting or vacating an award, shall at the time such motion is filed with the clerk, file, unless the same have theretofore been filed, the following papers with the clerk:

Contract for arbitration.

(a) The written contract or a verified copy thereof containing the agreement for the submission; the selection or appointment of the arbitrator or arbitrators, and each written extension of the time, if any within which to make the award.

Selection of arbitrator.

Extension of time.

The award.

(b) The award.

Papers used upon application. Orders on application.

(c) Every notice, affidavit and other paper used upon an application to confirm, modify, correct or vacate the award, and each order made upon such an application.

Judgment or decree entered.

The judgment or decree shall be entered (or docketed) as if it were rendered in an action.